ket No. FORE-71

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fan Zhou, Joseph A. Hook and Jeff Schulz

Application No.: 09/628,059

Group No.: 2661

Filed: 07/28/2000

Examiner: Joshua A. Kading

For: DYNAMIC QUEUE UTILIZATION

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 **Alexandria, VA 22313-1450**

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

Applicant is other than a small entity. 2.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. 37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10* ☐ as "Express Mail Post Office to Addressee' X with sufficient postage as first class mail. Mailing Label No. (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703)

Date: 2/22/05

Tracey L. Klaas

(type or print name of person certifying)

^{*} Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	TO	HER THAN A SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA		RA	TE		ADDIT. FEE	
TOTAL	21	- 21	= 0	х	\$	50.00	=	\$	0.00
INDEP.	2	- 3	= 0	х	\$	200.00	=	\$	0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM+						0.00	=	\$	0.00
				***	AD	TOTAL DIT. FEE		\$	0.00

No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-0737.

If an additional fee for claims is required, charge Account No. 19-0737.

Ansel M. Schwartz

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
FAN ZHOU, ET AL.))
Serial No. 09/628,059))
Filed: July 28, 2000) DYNAMIC QUEUE UTILIZATION
Art Unit: 2661)
Patent Examiner:)
Joshua A. Kading)

Pittsburgh, Pennsylvania 15213

February 22, 2005

CERTIFICATE OF MAILING

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commisphere for Patenta,

Ansel M. Schmadz Registration No. 20, 557

Sir:

Commissioner for Patents

Alexandria, VA 22313-1450

P.O. Box 1450

<u>AMENDMENT</u>

In response to the Office Action dated November 19, 2004, please enter the following amendments to the above-identified application as follows.